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Attorneys for Defendants

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO DIVISION

HAMID KHAN,

Plaintiff,

v.

DAVID ROARK, Director, USCIS, Texas Service
 Center; GERARD HEINAUER, Director, USCIS,
 Nebraska Service Center; MICHAEL AYTES,
 Acting Deputy Director, USCIS; U.S.
 CITIZENSHIP & IMMIGRATION SERVICES;
 JANET NAPOLITANO, Secretary, USDHS; U.S.
 DEPARTMENT OF HOMELAND SECURITY;
 ROBERT S. MUELLER, Director, Federal
 Bureau of Investigation; ERIC J. HOLDER, JR.
 U.S. Attorney General,

Defendants.

No. C 09-2171 MHP

**SECOND STIPULATION TO EXTEND
 TIME WITHIN WHICH THE
 DEFENDANTS MUST FILE AN
 ANSWER**

Plaintiff, by and through his attorney of record, and Defendants, by and through their attorneys of record, hereby stipulate, subject to the approval of the Court, to a second extension of time within which the Defendants must serve their Answer in the above-entitled action. Plaintiff was given a second extension of time to respond to Defendants' request for evidence. In order for the parties to see if they can resolve the matter without further litigation, the parties ask for an additional 30 days for Defendants to answer the Complaint. The Defendants will file their answer

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on or before **September 21, 2009**.

Dated: August 4, 2009

Respectfully submitted,

JOSEPH P. RUSSONIELLO
United States Attorney

/s/
ILA C. DEISS¹
Assistant United States Attorney

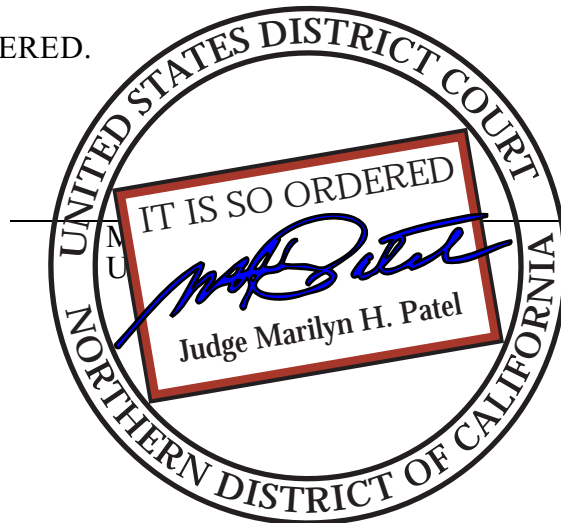
Dated: August 4, 2009

/s/
ROBERT B. JOBE
Attorney for Plaintiff

ORDER

Pursuant to stipulation, IT IS SO ORDERED.

Date: 8/6/2009



¹ I, Ila Deiss, hereby attest that I have on file all holograph signatures for any signatures indicated by a “conformed” signature (/S/) within this e-filed document.